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April 3, 2002

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TECH CENTER 1600/2900

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Art Unit 1632

Re: U.S. Utility Patent Application
Appl. No. 09/653,277; Filed: August 31, 2000
For: **Cell-Specific and/or Tumor-Specific Promoter Retargeting of Herpes
Gamma 34.5 Gene Expression**
Inventors: Chiocca and Chung
Our Ref: 0609.4880002/JAG/KRM

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Amendment and Second Submission of Substitute Sequence Listing Under 37 C.F.R. § 1.825(a);
2. A computer readable disk copy of the sequence listing;
3. Copy of the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures; and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
April 3, 2002
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Karen R. Markowicz
Agent for Applicants
Registration No. 36,351

KRM/pcd
Enclosures

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